

WILL DECIDE HABEAS CORPUS WRIT MONDAY

DECISION IN STRIKE BREAKERS' CASE WILL BE ANNOUNCED TOMORROW.

At 11:30 o'clock last evening an adjournment was taken in the district court and the hearing of the arguments on the writ of habeas corpus relative to the imprisonment of the five strikebreakers, continued until 10 o'clock Monday morning.

The hearing on the writ came up at 2 o'clock in the afternoon, with H. D. Danforth, of the law firm of Campbell, Metson and Brown, making the opening argument. He was followed by Judge Dennis, also representing the defendants. Dennis was followed by P. M. Bowler, who has charge of the prosecution, owing to the illness of Assistant District Attorney J. H. Morris. Mr. Bowler concluded last evening, and the balance of the time was consumed by Judge Dennis in the closing argument.

The contention of the attorneys for the defendants is that the original complaint, under which the men were arrested for carrying concealed weapons, tried and convicted to pay fines and serve terms of thirty days in the county jail, did not set forth sufficient facts to obtain a conviction, and that they are now being deprived of their liberty in an unlawful manner. The complaint reads that the men were charged with the crime of carrying weapons, the word "concealed" having been omitted.

The argument waxed warm during certain periods and brilliant bits of repartee were exchanged between counsel, all of which tended to create considerable amusement for the crowd that was in evidence listening to the oratorical disbursements.

The defendants were allowed their liberty, the original bond of \$200 in each case remaining in the possession of the clerk.

JIMMIE HALEY IS NOW EDITOR OF ELY PAPER

STATE BULLION AND TAX COLLECTOR ONCE MORE IN THE HARNESS.

J. F. Haley, better known as plain Jimmie Haley, state bullion and tax collector, has assumed the editorial end of the business on the Ely Expressor, Governor Dickerson's paper. This means a new ear for that paper, for Jimmie Haley is reckoned as one of the best newspaper men in the state. He knows the business from the "devil" end up, and unlike a great many editors, has had experience in every line. With his facility at making friends and his skill in handling a typewriter (No. 4 Smith Premier) the Expressor will soon be classed as one of the leading dailies of the state. With all his virtues Jimmie has but one fault. He is a democrat. But that isn't his fault for he was born one and may yet live to see the error of his ways.

His many friends in southern Nevada will certainly miss him, should it become necessary that he resign from his position, for it is a real pleasure to meet him on his quarterly visits.

PETE ARNETT BREAKS KNEE CAP IN ACCIDENT

SUFFERS FALL YESTERDAY WHILE EMPLOYED AT THE BELMONT MINE.

Pete M. Arnett, while employed in the Belmont mine yesterday, suffered a fall that resulted in the fracturing of his knee cap. He was conveyed to his home and Dr. McLeod was summoned to dress the injury. The hurt is a painful one and will result in Mr. Arnett's incapacitation from work for some little time.

Arnett is well known in Tonopah and for nearly a year was employed as jailor at the county jail. He is married and resided near the county hospital.

RESOLUTIONS ARE ADOPTED BY COMMISSIONERS

BOARD PAYS HIGH TRIBUTE TO THEIR DEPARTED FELLOW WORKER.

At yesterday afternoon's session of the county commissioners the following resolutions were adopted out of respect to the memory of their deceased fellow member, W. C. Humphrey:

Whereas, W. C. Humphrey, our beloved friend and fellow member of this Board, has been called to his last resting place by the Father of us all, and

Whereas, he will no more be seen among us, and no more will our counsels be brightened and aided by his great experience and his courage, his earnest efforts to promote the welfare of those he served, and the splendid intelligence which he brought to bear in the performance of his duties, and

Whereas, we knew him at his work in behalf of the people of Nye county to be scrupulous, careful, candid, and just, with the object ever uppermost in his mind to do the greatest good for the greatest number, and ever casting out as unworthy that which might serve himself better than his neighbor; we knew that his personal advantage counted for naught, the faithful performance of his trust, for everything; we knew him in his daily life to be kind, upright, generous, and possessing a nature which radiated happiness and sunshine about all who approached him, and

Whereas, his death is a great and irreconcilable loss to his friends, to his family and to his fellow citizens;

Now, therefore, be it resolved, that we hereby adopt the foregoing resolution as an expression of our appreciation of his virtues and our sorrow at his departure and in order that his name may be engrossed upon our records, as it is upon the tablets of our memory, and

Be it further resolved, that the said resolution be written upon the minutes of this board, and that a copy of the same be sent to the family of the said W. C. Humphrey.

S. F. LINDSAY,
W. T. CUDDY,
Board of county Commissioners of Nye county, State of Nevada.
Attest: Robert G. Pohl, clerk.

TRABERT WINS EASILY IN RUN CROSS COUNTRY

HIGH SCHOOL LAD COVERS THE COURSE IN SEVENTEEN MINUTES.

Seven high school athletes participated in the cross country run yesterday afternoon, the course being about three miles in length. The start was made about 3:30 o'clock from in front of the volunteers' gymnasium and exactly seventeen minutes later Archie Trabert had completed the course and came in the winner. He was closely followed by Bernard Flood and Walter Bowler, who finished in the order named.

Trabert and Flood were presented with ribbon prizes.

During the coming week the high school boys will start in training for a class meet, which will be scheduled for an early date, preparatory to a dual meet with the Goldfield high school.

The participants in the cross country run were as follows: Gene O'Connell, Bernard Flood, Archie Trabert, Walter Bowler, Francis Fowler, Arthur Boggs and Leo McNeil.

LUNCH BUCKET EPISODE DISMISSED BY THE COURT

CASES OF TWO MINERS WHO FOUGHT ENDS WITH A REPRIMAND.

Dan Gaston who had George Kesser arrested for disturbing the peace, and George Kesser who had Dan Gaston pinched on the same charge, appeared in the justice court yesterday and both demanded jury trials.

The cause of the arrests was a heated argument several evenings ago in the California saloon, which resulted in the two men coming to blows. That is, they started to blows, but a wallop over the head, as administered by Kesser and his lunch bucket, was sufficient to end the quarrel as far as Gaston was concerned.

The court decided to dismiss both cases and the defendants were warned to travel along peaceful paths and let professional pugilists look after the fighting game.

CONTEMPT PROCEEDINGS CONTINUED UNTIL MONDAY

The contempt proceedings in the case of J. F. Davidson versus the Round Mountain Mining company, where the plaintiff is charged with having removed a bulkhead in the defendant's property, in violation of an order of the court, were continued yesterday morning in the district court until Monday. At the morning session the arguments were resumed in the motion of Davidson that the citation be non-suited, but were not concluded.

TRABERT WIS

FILE DEED OF TRUST FOR MORTGAGE BONDS

A deed of trust was filed with the county recorder yesterday for the \$75,000 mortgage bond issue of the Bonnie Claire and Gold Mountain railroad. The bonds have been subscribed for by the Southern Trust company, a banking corporation of Los Angeles, and the proceeds are to be used in constructing a railroad between Bonnie Claire, which is in this county, and Gold Mountain, ten miles distant, in Esmeralda county.

Tickets for St. Mark's guild dance at Miners' Exchange hall Monday night will be 50 cents apiece.

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LOCAL SPORTS BACKING WOLGAST TO WIN BOUT

FIGHT BETWEEN WOLGAST AND NELSON IS ATTRACTING ATTENTION

Tomorrow night the fight fans of Tonopah will be afforded an opportunity to witness the scrap between Ad Wolgast and Battling Nelson, in which the latter lost his championship title to the lad with the pretzel name.

The films will be shown at the Nevada theater, under the management of Arthur J. Aylesworth who has secured the Nevada rights to the pictures.

Considerable interest has been aroused around town on the pictures and it is reported that several bets have been made as to the outcome. However, the local sports are picking Wolgast to win, and are covering all the Nelson money offered.

COMSTOCK PIONEER ANSWERS FINAL CALL

Mrs. J. Hallihan yesterday received the sad intelligence of the death of her brother-in-law, Patrick Connolly, who passed away at Virginia City. The deceased was a native of Ireland, aged 58 years, and was one of the pioneers of the Comstock. The funeral will be held today.

MISCELLANEOUS

FOR SALE—Two rockers and a sanitary couch; good condition, cheap, address J. G. Bonanza. 7f

MISS MAHONEY, public stenographer, Epstine's Brokerage office; dictation called for. 5t

THE person who took a bunch of keys from the postoffice is requested to deliver the same to the postmaster at once. 1f

FOR SALE—Piano, safe, register, beds, bedding, furniture, doors, windows, lumber, etc., at Midway saloon. 6t.

WANTED—Clean cotton rags, without buttons; 3 cents a pound. Bonanza office.

FOR SALE—One new two-horse power Wagner 60-cycle, single phase, electric motor; starter and fixtures complete. Address B. Bonanza office. 1f

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NOTARY PUBLIC

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